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7 THOMAS GOOLSBY,
8 Plaintiff,
9 v.
10 WILLIAM BARNTS, et al.,
11 Defendants.

12 Case No. 13-cv-03366-JD

13 **ORDER GRANTING MOTION FOR**
RECONSIDERATION

14 Re: Dkt. No. 22

15 Plaintiff's original civil rights complaint was dismissed with leave to amend and he filed
16 an amended complaint. The Court reviewed the amended complaint and ordered service on his
17 claim of retaliation but dismissed the remaining claims. Plaintiff has filed a motion for
18 reconsideration with additional facts. The motion is granted. A review of the amended complaint
and motion for reconsideration indicate that plaintiff has asserted sufficient allegations for his
claim of denial of access to the courts and related state law claims. The action will continue on the
new claims and the additional defendants.¹

19 **CONCLUSION**

20 1. Plaintiff's motion for reconsideration (Docket No. 22) is **GRANTED**.

21 2. The clerk shall issue a summons and the United States Marshal shall serve, without
22 prepayment of fees, copies of the amended complaint with attachments and copies of this order on
23 the following defendants at Pelican Bay State Prison: Warden G.D. Lewis and Associate Warden
(former Captain) Puget.

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27 ¹ The defendants from plaintiff's prior prison in another district remain dismissed from this action.
28 These defendants at an outside institution prevented plaintiff from communicating with other inmates, but this does not set forth a denial of access to courts claim.

1 3. The newly served defendants shall follow the instructions in the Court's order of
2 service (Docket No. 19)

3 **IT IS SO ORDERED.**

4 Dated: December 29, 2014

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6 JAMES DONATO
7 United States District Judge

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United States District Court
Northern District of California

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13 **CERTIFICATE OF SERVICE**
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I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 12/29/2014, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Thomas Goolsby
F-19778
P.O. Box 7500
Crescent City, CA 95532

Dated: 12/29/2014

Richard W. Wiking
Clerk, United States District Court

B *Lisa R. Clark* _____
LISA R. CLARK, Deputy Clerk to the
Honorable JAMES DONATO